

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Confirmation No.: 5804

Ferdinand Hermann BAHLMANN, *et al.*

Date: September 14, 2009

Serial No.: 10/522,426

Group Art Unit: 1654

Filed: March 25, 2005

Examiner: Thomas S. Heard

For: USE OF ERYTHROPOIETIN

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**PETITION AND FEE FOR AUTOMATIC EXTENSION OF TIME
UNDER 37 CFR 1.17, 1.136(a) AND 35 USC 41(a)8**

Sir:

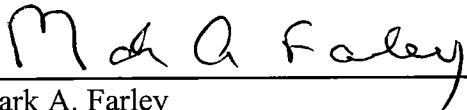
Applicants hereby petition the Commissioner for Patents to extend the time for filing a response to the outstanding Office Action by two months. Credit card payment in the amount of \$490.00 is submitted via EFS-WEB for the petition fee in accordance with 37 CFR 1.17 computed as:

Response within second month
 not small entity (\$490)

You are authorized to charge to our Deposit Account No. 15-0700 any additional amounts owing.

If this petition is inadequate to avoid abandonment, the Commissioner for Patents is petitioned, under 37 C.F.R. §1.136(a), to extend the time by the number of months which will avoid abandonment under 37 C.F.R. §1.135. The fee under 37 C.F.R. § 1.17 should be charged to our Deposit Account No. 15-0700.

Respectfully submitted,



Mark A. Farley

Mark A. Farley
Registration No.: 33,170
OSTROLENK FABER LLP
1180 Avenue of the Americas
New York, New York 10036-8403
Telephone: (212) 382-0700

MAF:stb